

### **Remarks**

The action of 28 December states that the response of 18 October fails to address the obviousness-type double patenting rejections over U.S. Patents No. 6,342,110 and 6,086,691.

Enclosed are copies of the terminal disclaimers filed on 18 October addressing the obviousness-type double patenting rejections over 6,342,110 and 6,086,691. While paper originals were filed on 18 October, they were not scanned at the PTO into the file of this case and do not appear in the Image File Wrapper of 09/991,702. The undersigned presumes that paper originals of what was filed on 18 October are no longer available and therefore as indicated above, has furnished copies of the two papers herewith.

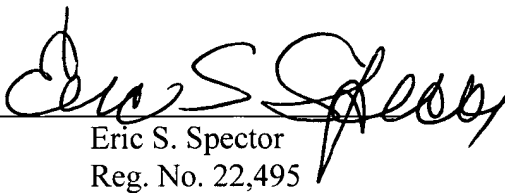
The fees for the two terminal disclaimers were paid on 18 October. See line 4 of the Request for Continued Examination Transmittal which is present in the Image File Wrapper and the transmittal paper filed on 18 October which is in the Image File Wrapper as page 2 of the RCE. Therefore, no fee should be due despite the fee increase effective 8 December. However, if a fee is considered to be due for the terminal disclaimer, please charge the same to Deposit Account No. 02-0200.

In view of the above, it is submitted that the obviousness-type double patenting rejections based on 6,342,110 and 6,086,691, have been addressed. Reconsideration is requested.

It is requested that the Examiner telephone the undersigned at 703-683-0500 if this response and its enclosures are insufficient in any way to remedy the defects asserted in the 28 December office action.

Respectfully submitted,

BACON & THOMAS PLLC

By:   
Eric S. Spector  
Reg. No. 22,495

BACON & THOMAS PLLC  
625 Slaters Lane, Fourth Floor  
Alexandria, Virginia 22314

Case: 6205  
B&T Docket No. AUST3001 CIP

Date: January 4, 2005